

Message

From: Garcia, Bert [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=FE9985E7060941D1920961C60EBFC668-GARCIA, BERT]
Sent: 3/10/2015 9:17:01 PM
To: Russo, Rebecca [Russo.Rebecca@epa.gov]
CC: Martin Hestmark [Hestmark.Martin@epa.gov]; Sandra Stavnes [Stavnes.Sandra@epa.gov]; Judy Bloom [Bloom.Judy@epa.gov]; Karen Hamilton [Hamilton.Karen@epa.gov]; Sandra Spence [Spence.Sandra@epa.gov]
Subject: RE: MORE HOT TOPICS NEEDED by 10am Wednesday 3/11: Prep for HT&I hearing

Rebecca, I think the ECOS topics cover it for EPP. Thanks for asking.

Bert Garcia
Director, Ecosystems Protection Program
EPA Region 8

From: Card, Joan
Sent: Tuesday, March 10, 2015 3:03 PM
To: Russo, Rebecca
Cc: Hoskie, Sadie; Garcia, Bert; Ostrander, David; Miller, Johanna; Heffernan, Daniel; Videtich, Callie; O'Connor, Darcy; Hestmark, Martin; Stavnes, Sandra; Smith, Paula
Subject: RE: MORE HOT TOPICS NEEDED by 10am Wednesday 3/11: Prep for HT&I hearing

Thanks.

From: Russo, Rebecca
Sent: Tuesday, March 10, 2015 3:02 PM
To: Card, Joan
Cc: Hoskie, Sadie; Garcia, Bert; Ostrander, David; Miller, Johanna; Heffernan, Daniel; Videtich, Callie; O'Connor, Darcy; Hestmark, Martin; Stavnes, Sandra; Smith, Paula
Subject: RE: MORE HOT TOPICS NEEDED by 10am Wednesday 3/11: Prep for HT&I hearing

There aren't any. I called Cathy Davis and she asked to send the hot topics for the Region anyway, even though we have no states represented on the subcommittee.

Thanks.

Rebecca A. Russo
Region 8 Congressional and Intergovernmental Liaison
Office: 303-312-6757
Cell: 303-204-1930

From: Card, Joan
Sent: Tuesday, March 10, 2015 3:00 PM
To: Russo, Rebecca
Cc: Hoskie, Sadie; Garcia, Bert; Ostrander, David; Miller, Johanna; Heffernan, Daniel; Videtich, Callie; O'Connor, Darcy; Hestmark, Martin; Stavnes, Sandra; Smith, Paula
Subject: Re: MORE HOT TOPICS NEEDED by 10am Wednesday 3/11: Prep for HT&I hearing

Rebecca, can you list the reps and their state who are on T and I from our Region? That might trigger hot topics in people's minds.

Joan Card
Senior Policy Advisor
EPA Region 8

Sent from my EPA iPhone

On Mar 10, 2015, at 2:45 PM, Russo, Rebecca <Russo.Rebecca@epa.gov> wrote:

Hi all,
More hot topics!
They are only looking for hot topics on water, Superfund, Brownfields and Emergency Response.

Here's what I just sent in for the ECOS meeting. If you have anything to add to this list, please let me know by 10am tomorrow (Wednesday 3/11).

COLORADO

- **Colorado Water Plan:** The draft Colorado Water Plan, released in December 2014, incorporates a number of elements, including storage and diversions, to address a projected shortage of water, primarily for municipal needs in the Denver metro area. EPA supports the State's efforts to plan for future water supply needs. However, water projects that use federal funding and/or need a federal permit will need to describe the anticipated impacts to the environment for the public and decision makers to understand. In addition, project proponents of water supply projects may need to develop and analyze alternatives that will provide the needed water and meet the requirements of any necessary permits.
- **Colorado Nutrient Water Quality Standards Submittal:** The Region received Colorado's nutrient water quality standards submittal in June of 2012 and it is currently under review by R8 and HQ. R8 expects to complete action in spring of 2015.

MONTANA

- **Bridger Poplar Pipeline Oil Spill:** On January 17th Bridger's Poplar Pipeline suffered a breach and approximately 700 barrels of crude was discharged into the Yellowstone River near Glendive, Montana. EPA responded with an OSC and established Unified Command with the Montana Department of Environmental Quality and Bridger Pipeline. While the public drinking water system in Glendive was impacted by oil, the system is now fully operational and has installed equipment to monitor the water intake for volatile organic compounds (VOCs). EPA, Bridger Pipeline and the State continue to monitor conditions and recover oil from under the ice as possible and will monitor the situation through breakup of the ice. Downstream water intakes are being monitored and sampled as necessary. The river is frozen over and the oil was discharged beneath the ice, making observations and collecting samples extremely difficult.
- **Court Remand of EPA's Approval of MT's Electrical Conductivity/Sodium Adsorption Ratio (EC/SAR) Water Quality Standards:** In 2009, EPA's approval of MT's EC/SAR water quality standards was remanded to the Agency. Region 8 has been addressing the court's directives and reviewing the scientific defensibility of MT's submission. We anticipate completion of our action in FY15.
- **Nutrient Water Quality Standards Submittal:** EPA received Montana's nutrient rule submission on August 15, 2014 that included a number of provisions related to nutrients including numeric criteria for phosphorus and nitrogen for Wadeable streams and multidischarger variance provisions. On December 16, 2014 EPA received a notice of intent (NOI) to sue filed by the Upper Missouri Waterkeepers under CWA § 505(b) for failure to perform the Agency's mandatory duty act on the standards within the statutory deadlines. The Agency approved Montana's numeric criteria and multidischarger variance provisions on February 26, 2015.

NORTH DAKOTA

- **Blacktail Creek produced water spill:** On January 7th, Summit Midstream reported a discharge to Blacktail Creek of unknown or zero volume of produced water from a disposal pipeline. Subsequent reports raised the estimated discharge to 3,000,000 gallons of produced water, the largest spill reported in North Dakota. EPA has responded to the scene and is directing the recovery of oil from the creek associated with produced water and is providing technical assistance to the NDDOH in overseeing efforts to recover produced water. Full impacts of the spill are not known at this time due to winter conditions and ice on the creek and downstream river. The Region continues to coordinate with the NDDOH and is preparing a formal information request to send to the operator in anticipation of enforcement.

- **Efforts to Develop Nutrient Reduction Strategy:** North Dakota continues to engage a diverse group of stakeholders to develop a statewide strategy to reduce nutrient pollution. Five workgroups are presently underway including: 1) Agriculture and nonpoint sources, 2) Municipal and industrial point sources, 3) Watershed prioritization, 4) Criteria development, and 5) Education and outreach.
- **North Dakota's Class II Injection Well Program:** The North Dakota Industrial Commission (NDIC) reached out to EPA Region 8 on February 20, 2015 to briefly discuss the NDIC's Class II injection well program. EPA and the NDIC agreed to continue to be in communication during EPA's upcoming midyear review of the State's Underground Injection Control Class II program. There was a recent news report critical of NDIC's implementation of mechanical integrity testing components of the delegated program.

SOUTH DAKOTA

- **Powertech's Proposed Dewey Burdock Uranium In-Situ Recovery (ISR) Site:** Later this year, the Region anticipates issuing draft Class III and V injection well area permits and a proposed aquifer exemption for uranium ISR activities at this site in southwestern South Dakota. There will be a 60 day public comment period and at least two public hearings held locally. These will be the first EPA-issued UIC permits for uranium ISR, nationwide. Powertech is also awaiting final decisions by the NRC's Atomic Safety Licensing Board and the SD DENR's water rights, large scale mining and groundwater discharge permitting programs.

UTAH

WYOMING

- **Statewide Use Attainability Analysis for Recreational Waters:** Wyoming developed a statewide UAA for recreation using a novel Geographic Information System (GIS) approach. Region 8 has worked closely with WDEQ and HQ for over five years while the UAA was being developed as R8's action will set a national precedent. On Dec. 8, 2014, WDEQ submitted the package to the EPA for action under the Clean Water Act (CWA). The Wyoming Outdoor Council (WOC) and other recreational stakeholders raised concerns regarding WDEQ's public involvement process for the UAA. The submittal is current under review in the Region.

Rebecca A. Russo
Region 8 Congressional and Intergovernmental Liaison
Office: 303-312-6757
Cell: 303-204-1930

From: Davis, CatherineM
Sent: Tuesday, March 10, 2015 12:52 PM
Cc: Levine, Carolyn
Subject: Prep for HT&I hearing - Request for intel on possible questions

Hi RCLs,

Ken Kopocis and Mathy Stanislaus will be testifying at a HT&I, Subcommittee on Water Resources and Environment, hearing on EPA's FY16 budget. In prep for the hearing, please let us know if you have any hot issues related to water, waste, cleanup or emergency response. The list of subcommittee members is below. I'm only asking for a few bullets, not a fact sheet (unless one is already prepared). I have an initial prep meeting with Ken tomorrow afternoon, so it would be very helpful to know about any issues by noon tomorrow (eastern time).

Please copy Carolyn Levine on your response, and please let me know if you have any questions or need any additional information.

Republicans

Bob Gibbs, Ohio, Chairman
Candice S. Miller, Michigan
Duncan Hunter, California
Eric A. "Rick" Crawford, Arkansas

Daniel Webster, Florida
Jeff Denham, California
Reid J. Ribble, Wisconsin
Thomas Massie, Kentucky
Tom Rice, South Carolina
Rodney Davis, Illinois
Mark Sanford, South Carolina
Todd Rokita, Indiana
John Katko, New York
Brian Babin, Texas
Crescent Hardy, Nevada
Garret Graves, Louisiana
David Rouzer, North Carolina
Bill Shuster, Pennsylvania (Ex Officio)

Democrats

Grace F. Napolitano, California, Ranking Member
Donna F. Edwards, Maryland
John Garamendi, California
Lois Frankel, Florida
Jared Huffman, California
Eddie Bernice Johnson, Texas
Ann Kirkpatrick, Arizona
Dina Titus, Nevada
Sean Patrick Maloney, New York
Elizabeth H. Esty, Connecticut
Eleanor Holmes Norton, District of Columbia
Richard M. Nolan, Minnesota
Peter A. DeFazio, Oregon (Ex Officio)

Regards,
Cathy Davis
Office of Congressional and
Intergovernmental Relations
202-564-2703
davis.catherinem@epa.gov

Send mail to:
US Environmental Protection Agency
1200 Pennsylvania Ave, NW
MC: 1305A
Washington, DC 20460